

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

v.

LUTHER D. GILMORE,

Defendant.

8:17CR141

ORDER

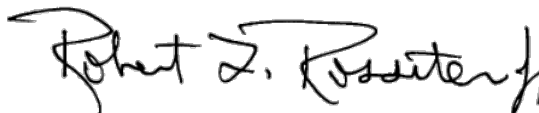
The Federal Public Defender has appeared on defendant Luther D. Gilmore's ("Gilmore") behalf and filed a motion for compassionate release (Filing No. 148) pursuant to 18 U.S.C. § 3582(c)(1)(A), which permits a defendant (after exhausting administrative remedies) to move for reduction of a term of imprisonment based upon "extraordinary and compelling reasons." The government responded, resisting the motion (Filing No. 151). Gilmore then replied (Filing No. 152). On initial review, the Court finds Gilmore has a potentially colorable claim. Accordingly,

IT IS ORDERED:

1. The Federal Public Defender for the District of Nebraska is appointed to represent Gilmore for the limited purpose of determining whether there are extraordinary and compelling reasons to reduce Gilmore's term of imprisonment.
2. The government has responded to Gilmore's motion and Gilmore has replied. Gilmore's motion is deemed submitted.
3. The Office of U.S. Probation and Pretrial Services is directed to conduct an investigation of Gilmore's compassionate release request and promptly file under seal a report on that investigation.

Dated this 30th day of April 2020.

BY THE COURT:



Robert F. Rossiter, Jr.
United States District Judge